

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Takashi Tsuji et al.                      Art Unit : 1644  
 Serial No. : 09/859,053                      Examiner : Jessica Roark, Ph.D.  
 Filed : May 16, 2001  
 Title : HUMAN MONOCLONAL ANTIBODY AGAINST A COSTIMULATORY SIGNAL TRANSDUCTION MOLECULE AILIM AND PHARMACEUTICAL USE THEREOF

Commissioner for Patents  
 Washington, D.C. 20231

DECLARATION OF DR. KATSUNARI TEZUKA

I, Katsunari Tezuka, Ph.D., declare:

1. I am a co-inventor of the subject matter described and claimed in the above-captioned patent application. I am also a co-author of the posters and abstract described in the present declaration.
2. A paper copy (in the original Japanese as well as an English language translation) of the following poster is enclosed with the present Information Disclosure Statement: Poster, Kyoto International Conference Hall, Takaragaike Sakyo-ku, Kyoto, JAPAN (November 30, 1994). This poster was displayed on November 30, 1994, to attendees of a conference held in Japan, and was collected by the presenters of the poster at the end of the day after the display. Copies of the poster were distributed to neither the organizer nor the attendees of the conference.

## CERTIFICATE OF DELIVERY BY HAND

I hereby certify that this correspondence is being delivered by hand on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Feb 11, 2003

Date of Delivery

Ann Rutledge

Signature

Ann Rutledge

Typed or Printed Name of Person Signing Certificate

3/3

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Attorney's Docket No.: 14539-006001 / JF-93US

3. A paper copy (in the original Japanese as well as an English language translation) of the following abstract is enclosed with the present Information Disclosure Statement:

Tamatani et al., "Characteristics of an antibody which induces an ICAM-1-LFA-1-independent adhesion pathway," PROCEEDINGS OF THE JAPANESE SOCIETY FOR IMMUNOLOGY, Vol. 23, Abstract No. H-160 (1993).

The material contained in the abstract of Tamatani et al. also appeared in a poster that was displayed on November 18, 1993, to attendees of a conference held in Japan. The poster was displayed during one day and was collected by the presenters of the poster at the end of the day after the display. Copies of the poster were distributed to neither the organizer nor the attendees of the conference. In addition, we have not retained (and therefore do not enclose) a copy of the poster that was displayed at the conference.

4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Jan 30, 2003

Date

Katsunari Tezuka

Katsunari Tezuka, Ph.D.

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**BOX SEQUENCE**

Commissioner for Patents

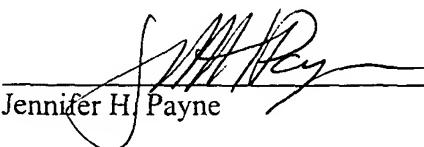
Washington, D.C. 20231

VERIFIED STATEMENT UNDER 37 CFR §1.821(f)

I, Jennifer H. Payne, declare that I personally prepared the paper and the computer-readable copy of the Sequence Listing filed herewith for the above-identified application and that the content of both is the same.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of The United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: September 16, 2001

  
\_\_\_\_\_  
Jennifer H. Payne

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

September 28, 2001  
\_\_\_\_\_  
Date of Deposit

Darlene J. Martin  
\_\_\_\_\_  
Signature

Darlene J. Martin  
\_\_\_\_\_  
Typed or Printed Name of Person Signing Certificate

Attorney's Docket No.:  
Client's Ref. No.:J1-A0101Y1-US

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled HUMAN MONOClonAL ANTIBODY AGAINST A COSTIMULATORY SIGNAL TRANSDUCTION MOLECULE AILIM AND PHARMACEUTICAL USE THEREOF, the specification of which:

- [X] is attached hereto.  
[ ] was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended  
on \_\_\_\_\_.  
[ ] was described and claimed in PCT International Application No. \_\_\_\_\_ filed  
on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Country	Application No.	Filing Date	Priority Claimed
Japan	2000-147116	May 18, 2000	[X] Yes [ ] No
Japan	2001-99508	March 30, 2001	[X] Yes [ ] No

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

**Combined Declaration and Power of Attorney**

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